# THE MADRAS LEGISLATIVE COUNCIL.

**Tuesday, 8th August, 1939.**

The House met in the Legislative Council Chamber, Fort St. George, at eleven of the clock, Mr. President (THE HON. DR. U. RAMA RAO) in the Chair.

I.—QUESTIONS AND ANSWERS.

## STARRED QUESTIONS

*Communal rotation in services.*

* 8 *Q.*—MR. J. A. SALDANHA: Will the Hon. the Prime Minister be pleased to state whether the communal Government Order as to the rotation in which the representatives of several communities are to be appointed in the services is still in force and is to be enforced in future?

THE HON. SRI C. RAJAGOPALACHARIAR:—"Communal representation in the services is governed by rule 7 [a] of the General Rules for Subordinate Services. There is no proposal to alter the communal rule."

MR. J. A. SALDANHA:—"May I enquire, Sir, whether the Government have ascertained that the communal Government Order is carried into effect at present, especially in the case of Indian Christians?"

THE HON. SRI C. RAJAGOPALACHARIAR:—"The Government are under the distinct and clear impression that it is being carried out to the letter because, especially if there were any lapse or failure, such matters would be brought to our notice immediately by the concerned parties."

SRI RAO BAHADUR N. R. SAMIAPPA MUDALIYAR:—"May I ask, Sir, whether the communal rotation rule is being observed in the appointment of Honorary Medical Officers and Assistant Public Prosecutors?"

THE HON. SRI C. RAJAGOPALACHARIAR:—"No, Sir."

SRI RAO BAHADUR N. R. SAMIAPPA MUDALIYAR:—"May I know why, Sir?"

THE HON. SRI C. RAJAGOPALACHARIAR:—"It would be obvious that in taking the services of Honorary Medical men, we will have to look not to communities but to previous service and those who would be capable of giving the best

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[a] Printed as Appendix I on page 103 infra.

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service and the best advantage to the persons concerned, that is to say, the patients and the institutions. With reference to the Assistant Public Prosecutors, the cadre represents the old Prosecuting Police Inspectors and I do not think it would serve the best interests of the prosecutions if we apply the communal rule there. But the communal proportion is always kept in view even in these matters."

SRI DIWAN BAHADUR R. SRINIVASAN:—"May I know, Sir, whether according to this rule, a member of the scheduled classes after entering service will be seriously affected because of his conversion to some other faith and will his appointment be given to candidates of other communities because of his conversion?"

THE HON. SRI C. RAJAGOPALACHARIAR:—"I am afraid that we cannot penalize one who has already got an appointment or a piece of property on the basis of his original faith, simply because of his subsequent conversion. It is impossible to penalize a convert on that basis. But in regard to fresh recruiting, those who have been already converted will be appointed according to the communal rule but when once a man has found his place it is impossible to interfere with his position because of his subsequent conversion."

SRI DIWAN BAHADUR R. SRINIVASAN:—"May I ask, Sir, whether in the case of a scheduled class member thus affected, his claims will be considered and given the next chance?"

THE HON. SRI C. RAJAGOPALACHARIAR:—"It would not be mathematically possible and because a man has got other places on account of his caste or community, it could not again be revived. It is unfortunate, but such cases are extremely rare and I am surprised that the hon. Member is exercising his mind over such matters."

*Compulsory retirement and hardship caused to Government servants.*

* 9 *Q.*—MR. J. A. SALDANHA: Will the Hon. the Prime Minister be pleased—

(*a*) to place before the House the most recent Government Order in regard to the compulsory retirement of Government servants (non-gazetted) at a particular age

and to state—

(*b*) whether such of those as would be entitled to retention up to the age of sixty, were given previous notice as to the enforcement of the new rule;